

**ASSEMBLY BILL**

**No. 94**

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**Introduced by Assembly Member Cedillo**

December 10, 1998

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An act to amend Sections 71000 and 71003 of the Education Code, relating to the California Community Colleges.

LEGISLATIVE COUNSEL'S DIGEST

AB 94, as introduced, Cedillo. California Community Colleges: Board of Governors.

(1) Existing law establishes the Board of Governors of the California Community Colleges consisting of 13 members appointed by the Governor with the advice and consent of  $\frac{2}{3}$  of the membership of the Senate, a community college student appointed by the Governor, and 2 tenured community college faculty members appointed by the Governor.

This bill would revise the composition of the board to provide for 12 members appointed by the Governor with the advice and consent of  $\frac{2}{3}$  of the membership of the Senate and would add one classified employee member to the board of governors who would be appointed by the Governor for a 2-year term. The bill would require the Governor to appoint the classified employee member from lists of at least 3 persons furnished by the exclusive representatives of classified employees in the California Community Colleges.

(2) Existing law requires any vacancy in an appointed position on the board to be filled by an appointment by the

Governor, and, except for the student member and the faculty members, to be confirmed by  $\frac{2}{3}$  of the Senate.

This bill would require a vacancy in the office of the classified employee member to be filled by appointment of the Governor without confirmation by the Senate.

(3) The bill would provide that the current membership of the board is not to be affected by the addition to the board of a classified employee and would require the Governor to appoint the classified employee member after the expiration of the term of one of the members appointed by the Governor and confirmed by the Senate that first occurs after the effective date of the bill.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 71000 of the Education Code is  
2 amended to read:

3 71000. There is in the state government a Board of  
4 Governors of the California Community Colleges,  
5 consisting of ~~all of the following~~ 16 voting members,  
6 appointed by the Governor, as follows:

7 (a) ~~Thirteen~~ Twelve members, ~~who are~~ each  
8 appointed ~~by the Governor~~ with the advice and consent  
9 of two-thirds of the membership of the Senate. ~~Of the~~  
10 ~~members appointed by the Governor, two shall be~~  
11 ~~current or former elected members of local community~~  
12 ~~college district governing boards. The Governor shall~~  
13 ~~appoint the current or former members of the governing~~  
14 ~~board of a community college district for staggered~~  
15 ~~six-year terms. to six-year staggered terms. Two of these~~  
16 ~~members shall be current or former elected members of~~  
17 ~~local community college district governing boards.~~

18 (b) One ~~voting~~ student who is enrolled in a  
19 community college with a minimum of five semester  
20 units, or its equivalent, at the time of the appointment  
21 and throughout the period of his or her term of  
22 appointment, or until a replacement has been named. A  
23 student member shall be enrolled in a community college

1 at least one semester prior to his or her appointment and  
2 shall meet and maintain the minimum standards of  
3 scholarship prescribed for community college students.  
4 The student member shall be appointed ~~by the Governor~~  
5 for a one-year term commencing on June 1.

6 (c) Two ~~voting~~ tenured faculty members from a  
7 community college, who shall be appointed ~~by the~~  
8 ~~Governor~~ for two-year terms. The Governor shall appoint  
9 each faculty member from a list of names of at least three  
10 persons furnished by the Academic Senate of the  
11 California Community Colleges. Each seat designated as  
12 a ~~voting~~ tenured faculty member seat shall be filled by a  
13 tenured faculty member from a community college  
14 pursuant to this section and Section 71003.

15 (d) *One classified employee, who shall be appointed*  
16 *for a two-year term. The Governor shall appoint the*  
17 *classified employee member from lists of at least three*  
18 *persons furnished by the exclusive representatives of*  
19 *classified employees in the California Community*  
20 *Colleges.*

21 SEC. 2. Section 71003 of the Education Code is  
22 amended to read:

23 71003. (a) Except for the student member ~~and~~, the  
24 faculty ~~member appointed by the Governor~~ *members,*  
25 *and the classified employee member,* any vacancy in an  
26 appointed position on the board shall be filled by  
27 appointment by the Governor, subject to confirmation by  
28 two-thirds *of the membership* of the Senate. A vacancy in  
29 the office of the student member ~~or the office of~~, the  
30 faculty ~~member members, or the classified employee~~  
31 *member* shall be filled by appointment by the Governor.

32 (b) The appointee to fill a vacancy shall hold office  
33 only for the balance of the unexpired term.

34 SEC. 3. The current membership of the Board of  
35 Governors of the California Community Colleges shall  
36 not be affected by the amendment to Section 71000 of the  
37 Education Code by the act adding this section. The  
38 Governor shall appoint the member specified in  
39 subdivision (d) of Section 71000 of the Education Code  
40 after the expiration of the term of a member specified in

1 paragraph (1) of subdivision (a) of Section 71000 of the  
2 Education Code that first occurs after the effective date  
3 of the act adding this section.

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